

MINUTES
MICHIGAN STATE TRANSPORTATION COMMISSION MEETING
November 21, 2002
Lansing, Michigan

Meeting noticed in accordance with Open Meetings Act, Public Act 267 of 1976.

Present: Barton LaBelle, Chairman
 Ted Wahby, Vice Chairman
 Lowell Jackson, Commissioner
 John Garside, Commissioner
 C. Robert Baillod, Commissioner

 Charles Krupka, Commission Advisor
 Jerry Jones, Commission Auditor
 Vickie Plummer, Executive Secretary
 Pat Isom, Assistant Attorney General
 Greg Rosine, Director
 Leon Hank, Chief Administrative Officer
 Larry Tibbits, Chief Operations Officer
 Rob Abent, Bureau of Multi-Model Transportation
 Myron Frierson, Bureau of Finance and Administration
 Susan Mortel, Bureau of Transportation Planning
 John Friend, Bureau of Highway Delivery
 Terry Anderson, Bureau of Highway Development

Absent: Betty Jean Awrey

A list of those people who attended the meeting is attached to the official minutes.

Chairman LaBelle called the meeting to order at 9:15 a.m. in the Aeronautics Auditorium, Lansing, Michigan.

APPOINTMENTS

Chairman LaBelle reported that due to Lou Lambert's retirement, he resigned as the Michigan Department of Transportation's representative on the Asset Management Council. Susan Mortel, Bureau Director, Bureau of Transportation Planning, has been nominated to replace Mr. Lambert on the Council.

It was moved by Vice Chairman Wahby, with support from Commissioner Garside, to approve the nomination of Ms. Mortel to the Transportation Asset Management Council. The motion carried on a unanimous voice vote.

COMMISSION BUSINESS

Commission Minutes

It was moved by Vice Chairman Wahby, with support from Commissioner Baillod, to approve the minutes of October 24, 2002, as submitted. The motion carried on a unanimous voice vote.

OVERSIGHT

Commission/State Administrative Board Contracts and Agreements (Exhibit A)

Charlie Krupka, Commission Advisor, reported that approvals of Items 8 and 20 of Exhibit A are subject to completion of the internal review process.

It was moved by Commissioner Jackson, with support from Commissioner Garside, to grant approval to the Department to proceed with the contract process. The motion carried on a unanimous voice vote.

Bid Letting Pre-Approvals (Exhibits A-1 & Supplement A-1)

It was moved by Vice Chairman Wahby, with support from Commissioner Jackson, to grant approval to the Department to proceed with the contract process. The motion carried on a unanimous voice vote.

Letting Exceptions (Exhibit A-2)

It was moved by Commissioner Garside, with support from Vice Chairman Wahby, to grant approval to the Department to proceed with the contract process. The motion carried on a unanimous voice vote.

Information Items (Exhibits A-3 & Supplemental A-3)

This item was provided for informational purposes only and did not require approval.

Contract Adjustments

John Friend, Bureau of Highway Delivery, reported on the contract extras and overruns, Exhibit B.

It was moved by Vice Chairman Wahby, with support from Commissioner Jackson, to approve the contract adjustments. The motion carried on a unanimous voice vote.

PRESENTATIONS

Transportation Asset Management Council Update

Charlie Krupka, Commission Advisor and Executive Secretary to the Transportation Asset Management Council, reported the Council's budget was submitted and passed by the House Appropriations Committee, and is now in the Senate Appropriations Committee for approval. The Council is taking over a pilot project in Genesee and Macomb Counties, and in December Mr. Krupka will be reviewing the RoadSoft Program as it is being developed in Macomb County. The plan is to have these counties' ratings completed by next fall, with annual reports to be provided to the Commission in May of each year. The Council is now in the process of finding a data warehouse to store the information.

Director's Report

Director Rosine reported on the following items. The Haggerty Road connector is now open in Oakland County. A special warranty provision has been put in place for the M-6 project. The Department has received national recognition for their GPS Survey System and FieldManager Projects. The Director also reported that a department transition team has been put into place for the new Governor.

PUBLIC COMMENTS

Tony Milo, Michigan Road Builders Association, and Mike Nystrom, Association of Underground Contractors, provided a letter to the Commission, regarding special provisions for a performance warranty on M-6, which was signed by representatives of the Association of Underground Contractors, the Michigan Road Builders Association, the Michigan Concrete Paving Association, and the Michigan Pavement Association. Mr. Milo expressed appreciation to all involved in the discussions on the M-6 performance warranty issues, and also expressed concern that many issues remain to be resolved before moving forward with other performance warranty projects. Mr. Nystrom also provided there are outstanding issues to be discussed on performance warranties which remain unresolved even though the M-6 project is moving forward. The industry would like to continue discussions with the Department on performance warranties which include project bonding issues.

Rayburn King, Michigan Asphalt Paving Association, expressed concern about an entire road structure being included in performance warranties, but is supportive of hard surface performance warranties. He characterized the M-6 project as a pilot project, and noted that

once specific issues are worked out on this project, negotiations should continue on the overall issue of performance warranties.

Chairman LaBelle commended the Department and the industry for working through the issue of performance warranties while realizing a need for continued discussions.

ADJOURNMENT

Chairman LaBelle reflected on his history with the State Transportation Commission since his appointment by Governor Engler in 1991. He expressed appreciation to the recently retired deputy directors, current and past commissioners, commission advisors, commission auditors, and the commission's executive support staff, and wished the Department well in the coming years.

Director Rosine also expressed appreciation to Chairman LaBelle for his leadership role during his tenure on the Commission.

Chairman LaBelle adjourned the meeting at 10:00 a.m.

Commission Advisor